



US Army Corps  
of Engineers®

# Public Notice

Public Notice No. 07-57

Date: June 8, 2007

Nashville District

Application No. 200701037 Expires: June 25, 2007

*Please address all comments to:* Regulatory Branch, 3701 Bell  
Road, Nashville, TN 37214-2660; ATTN: Kim Franklin

JOINT PUBLIC NOTICE  
US ARMY CORPS OF ENGINEERS  
AND  
COMMONWEALTH OF KENTUCKY

SUBJECT: Proposed Gravel Fill for Temporary Parking at Fishing  
Creek Mile 7.7, Right Bank, Cumberland River Mile 508.0, Right  
Bank, Lake Cumberland, Pulaski County, Kentucky

TO ALL CONCERNED: The application described below has been  
submitted for a Department of the Army Permit pursuant to **Section  
404 of the Clean Water Act (33 USC 1344)**. Before a permit can be  
issued, certification must be provided by the Commonwealth of  
Kentucky, Natural Resources and Environmental Protection Cabinet,  
pursuant to Section 401(a)(1) of the CWA, that applicable water  
quality standards will not be violated. By copy of this notice,  
the applicant hereby applies for the required certification.

APPLICANT: Lees Ford Marina  
451 Lees Ford Dock Road  
Nancy, Kentucky 42544

LOCATION: Fishing Creek Mile 7.7, Right Bank, Cumberland River  
Mile 508.0, Right Bank, Lake Cumberland, Pulaski County, Kentucky  
(Delmer, KY Quadrangle Latitude 37-2-50.07; Longitude 84-40-17.87)

DESCRIPTION: The proposed work consists of placing 1318 cubic  
yards of dense grade aggregate (DGA) three inches deep in an area  
of approximately 3.3 acres. Only minimal smoothing/shaping of  
existing ground is proposed prior to placement of the DGA. The  
proposed area would be used to improve traffic flow for users of  
the boat launching ramp and as a temporary parking area to  
alleviate congestion during the low water levels at Lake  
Cumberland. Lake Cumberland water level is now at/near elevation  
680 while remedial work is ongoing at Wolf Creek Dam. Normal  
summer pool elevation is 723, forty-three feet above current  
elevation.

Plans of the proposed work are attached to this notice. Approval  
of presented plans will be conditioned upon further review to  
ensure compliance with the US Army Corps of Engineers, Nashville

District Policy Cut and Fill Below Maximum Flood Pool Elevations. Bottom elevation for placement of DGA will be limited to ensure that parking is not provided in areas subject to rapid water level fluctuations.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b)(1) of the CWA (40 CFR Part 230). A permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

There is a feature of historical interest in proximity to the proposed work. The exact nature and extent of this feature is unknown at this time. This site will be further reviewed and evaluated and coordination with the State Historic Preservation Officer will be initiated to ensure compliance with Section 106 of the National Historic Preservation Act.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

Other federal, state, and/or local approvals required for the proposed work are as follows: Water quality certification from the Commonwealth of Kentucky in accordance with Section 401(a)(1) of the Clean Water Act.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

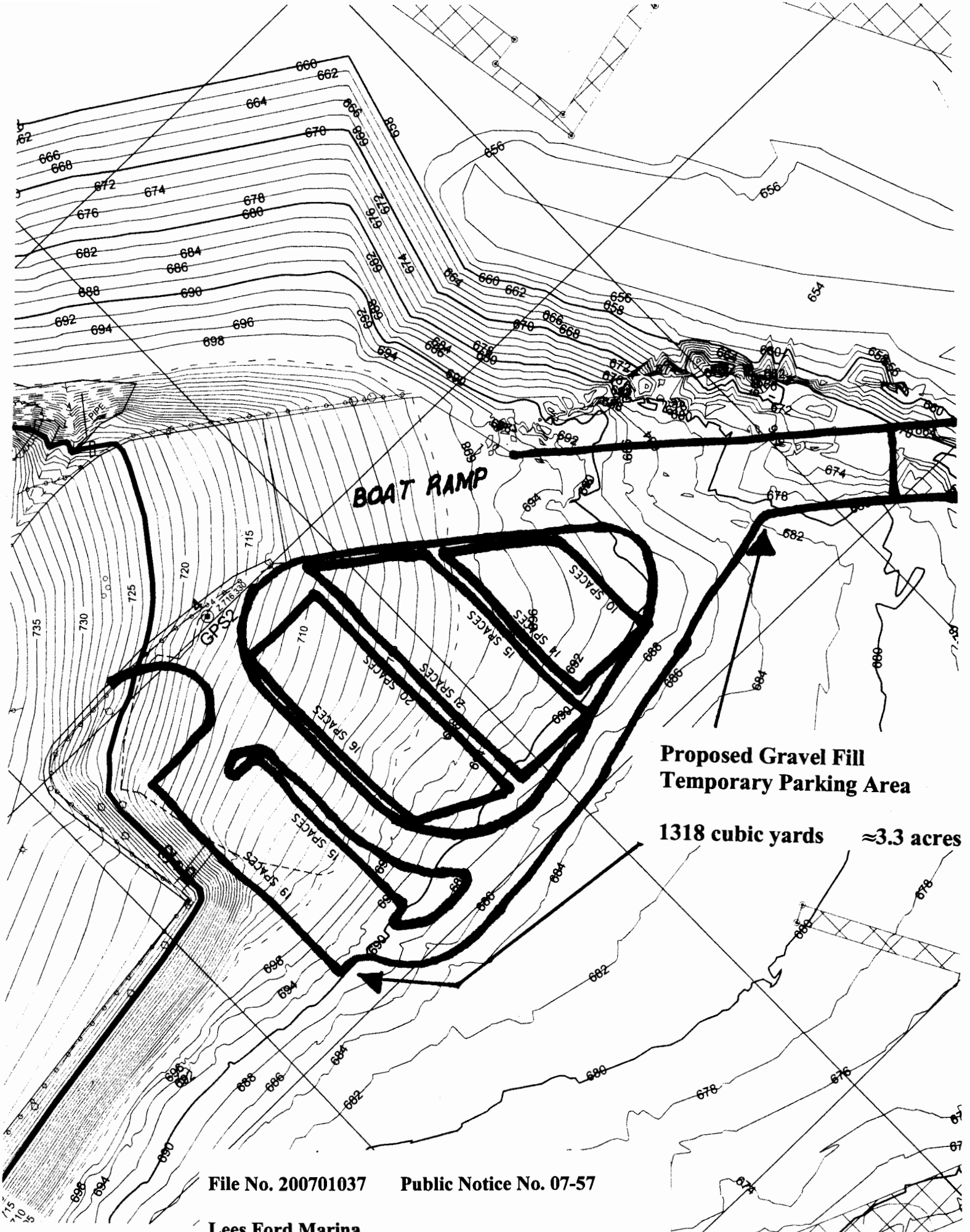
Written statements received in this office on or before **June 25, 2007**, will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Kim Franklin, at the above address, telephone (615) 369-7511.

If you received this notice by mail and wish to view all of the diagrams, visit our web site at:  
<http://www.lrn.usace.army.mil/cof/notices.htm>, or contact Ms. Franklin at the above address or phone number.

Proposed Gravel Fill for Lees Ford Marina  
Fishing Creek Mile 7.7 R Bank  
Cumberland River Mile 508 R Bank  
File No. 200701037 Public Notice No. 07-57



Delmer Quadrangle  
Pulaski Co, KY



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**Lees Ford Marina  
Proposed Gravel Fill**